

THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

CENTRAL DIVISION

2008 FEB 27 P 2:32

DISTRICT OF UTAH

AMERICAN ATHEISTS, INC., a) Case No. 2:05CV00994 DS
Texas non-profit corporation; BY: DEPUTY CLERK
R. ANDREWS, S. CLARK and)
M. RIVERS,)

Plaintiffs,

vs.

ORDER
DENYING MOTION TO
STRIKE (DOC. #286)

COLONEL SCOTT T. DUNCAN,
Superintendent, Utah Highway
Patrol; JOHN NJORD, Executive
Director, Utah Department of
Transportation; D'ARCY
PIGNANELLI, Executive Director,
Department of Administrative
Services; and F. KEITH STEPAN,
Director Division of Facilities
Construction and Management
Department of Administrative
Services,

Defendants

UTAH HIGHWAY PATROL
ASSOCIATION, Intervenor-
Defendant.

UHPA moved the court to strike in their entirety exhibits "A," "B" and "C" attached to plaintiffs memorandum (Doc. # 281) opposing UHPA's motion to strike the affidavit of LaPriel Dye. The court acknowledges the confusion caused by duplicate filings. Nevertheless, because the exhibits are related to a pending motion to alter, amend, or clarify, the court denies the motion to strike.

and will rule on the exhibits in connection with the more substantive motion currently pending before the court.

SO ORDERED.

DATED this 27th day of February, 2008.

BY THE COURT:

David Sam
DAVID SAM
SENIOR JUDGE
U.S. DISTRICT COURT